

REMARKS

Claims 1-11 and 13-20 are pending in the instant application after this amendment cancels claim 12 and adds new claims 13-20. Claims 1, 2, and 5-11 are amended by this amendment. No new matter is added by the amendments and new claims, which find support throughout the specification and figures. In particular, the amendments and new claims are supported in the specification at page 6, lines 8-22 and page 8, line 25 *et. seq.* In view of the amendments and the following remarks, reconsideration and allowance of the instant application are respectfully requested.

Claims 1, 3, 5, 7 and 9 are rejected under 35 U.S.C. 102(b) as being anticipated by United States Patent No. 5, 995,346 to Schick et al. (hereinafter referred to as Schick). Claims 2, 4, 6, 8 and 10-12 re rejected under 35 U.S.C. 103(a) as being unpatentable over Schick as applied to claim 1 above, and further in view of United States Patent No. 5,986,992 to Bardmesser (hereinafter referred to as Bardmesser). Applicants respectfully traverse.

Claim 1 relates to a disk cartridge that includes a cartridge main body and a round plate-shaped disk rotatably housed within the cartridge main body. In the disk cartridge according to claim 1, the cartridge main body includes an opening facing the disk and a shutter which opens and closes the opening, and a part of the cartridge main body is formed in an approximately semicircular shape. In amended claim 1, the cartridge main body includes an electric terminal adapted to electrically couple the disk cartridge and a drive device when the disk cartridge is inserted in the drive device, and wherein *the drive device receives an electrical signal indicating the type of medium from the disk cartridge.*

The Examiner asserts that Schick discloses the features of original claim 1. The Examiner relies on Bardmesser as disclosing the features of electrical terminals (Office Action; page 3, bottom of page). However, Bardmesser apparently discloses a disk cartridge with a programmable LCD capacity display indicator. Bardmesser apparently discloses a housing 5 for a disk 3 having spring electrodes 6 (Bardmesser; col. 2, lines 63-67). However, all of the sections in Bardmesser relating to these electrodes discuss *the capacity or the unused capacity* of the inserted disk (for example, Bardmesser; col. 3, lines 39-43). None of the references disclose or suggest the feature of the drive device receiving an electrical signal

indicating the type of medium from the disk cartridge, and therefore for at least this reason claim 1 is allowable over the references, the combination of which is respectfully not conceded.

Claims 2-8 and 13 depend from claim 1 and are therefore allowable for at least the same reasons as claim 1 is allowable. Additionally, claim 13 recites the feature that the drive device executes a process in accordance with the type of medium. It is respectfully submitted that none of the references disclose or suggest this feature, and therefore for at least this additional reason claim 13 is allowable.

Independent claims 9 and 10 include features similar to those discussed above in regard to claim 1, and therefore for at least the same reasons as claim 1 is allowable, claims 9 and 10 are allowable. Claim 11 depends from claim 10 and is therefore allowable for at least the same reasons as claim 10 is allowable.

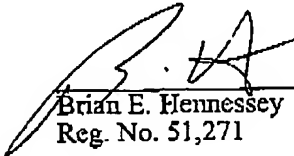
New claim 14 relates to a processing device that includes a receiver adapted to receive a case body including a medium in which the case body includes an electric terminal. The processing device of claim 14 is adapted to receive an electrical signal from the case body via the electric terminal in which the electrical signal indicates a type of the medium of the case. Therefore for at least the same reasons as claim 1 is allowable, new claim 14 is allowable.

New claims 15-20 depend from claim 14 and are therefore allowable for at least the same reasons as claim 14 is allowable.

In view of the remarks set forth above, this application is in condition for allowance which action is respectfully requested. However, if for any reason the Examiner should consider this application not to be in condition for allowance, the Examiner is respectfully requested to telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,



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